

**IN THE
UNITED STATES PATENT AND TRADEMARK OFFICE**

Inventor (s): Lawrence G. Roberts

Serial No: 09/880,600

Examiner: Christine Y. Ng

Filing Date: 06/12/2001

Group Art Unit: 2616

Title: NETWORK FAILURE RECOVERY MECHANISM

OK TO ENTER: /CN/

07/01/2008

ASSISTANT COMMISSIONER FOR PATENTS

RESPONSE TO FINAL OFFICE ACTION

This RESPONSE is in reply to the Office action mailed November 23, 2007. The time for response is set for 3 months. A petition for extension of time is set for 3 months is enclosed herewith. This response, filed May 23, 2008, is therefore timely.

SUMMARY OF CLAIM STATUS

Applicant notes with appreciation that claims 23, 25, 26, 35, 37, 38, 59, 61, 62, 71, 73 and 74 are deemed allowable. Applicant notes that claims 137 – 154, 161 – 165, 167, 168, 175 – 179, 181 and 182 are rejected under 35 U.S.C. 103(a) as being non-obvious over U.S. Patent No. 6,775,230 to Watanabe, et al (the '230 Reference) in view of U.S. Patent No. 6,990,063 to Lenoski et, al (the '063 Reference).